

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of: )  
Gert-Åke OLSSON et al. ) Confirmation No.: 7412  
Application No.: 10/560,784 ) Group Art Unit: 3725  
Filed: March 22, 2007 ) Examiner: Francis, Faye  
FOR: METHOD AND DEVICE FOR )  
CLAMPING OF CRUSHING SHELL )

**RESPONSE TO RESTRICTION REQUIREMENT/ELECTION OF SPECIES**

Mail Stop AMENDMENT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Restriction Requirement mailed December 23, 2009, Applicants elect the invention of Group I, Claims 1-20, directed to an outer shell in a gyratory crusher with traverse.

Applicants traverse the Restriction Requirement set forth by the Examiner since it is believed that a proper and complete search directed to the invention of Group I would be coextensive with the search conducted to the invention of Group II, and thus, examination of the inventions places no additional burden on the Office at this stage of prosecution. If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions. MPEP § 803. Accordingly, it is respectfully requested that the Restriction Requirement be withdrawn.

Applicants' traversal of the present Restriction Requirement should in no way be construed as a statement or admission regarding the patentability of the invention of Group I *vis-à-vis* the invention of Group II.

If the Examiner maintains the Restriction Requirement, Applicants reserves the right to file divisional applications directed to the non-elected inventions prior to the issuance of the present application as a patent.

Should any questions arise in connection with this application, or should the Examiner believe a telephone conference would be helpful in resolving any remaining issues pertaining to this application, it is respectfully requested that the undersigned be contacted at the number indicated below.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully Submitted,

Date: January 22, 2010  
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